

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

DEPARTMENT: Planning and Economic Development

AGENDA DATE: Consent: April 24, 2012

CONTACT PERSON NAME AND PHONE NUMBER: Mirian Spencer, (915) 541-4482, spencermd2@elpasotexas.gov

DISTRICT(S) AFFECTED: 8

SUBJECT:

A Resolution that Lava Entertainment Group, LLC be authorized to provide for the sale and service of alcoholic beverages at the Cinco de Mayo Block Party in the closed portions of West San Antonio Avenue between Durango Street and Anthony Street from 2:00 pm Saturday, May 5, 2012 to 2:00 am Sunday, May 6, 2012 (NESV12-00016) District 8.

BACKGROUND / DISCUSSION:

Lava Entertainment Group, LLC has requested permission to provide for the sale and service of alcoholic beverages within the closed portion of San Antonio Avenue between Durango Street and Anthony Street during the Cinco de Mayo Block Party.

Texas Alcoholic Beverage Commission (TABC) requires City Council approval of the request to sell and serve alcoholic beverages within portions of City right-of-way.

As part of the approval process, the applicant has provided insurance, with the City named as co-insured.

PRIOR COUNCIL ACTION:

N/A

AMOUNT AND SOURCE OF FUNDING:

N/A

BOARD / COMMISSION ACTION:

The Downtown Management District (DMD) AdHoc Committee considered the special privilege request on April 19, 2012.

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:

**Mathew S. McElroy, Deputy Director
Planning and Economic Development**

Information copy to appropriate Deputy City Manager

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

WHEREAS, LAVA Entertainment Group, LLC (hereinafter referred to as “Grantee”) is sponsoring a Cinco de Mayo Block Party (hereinafter referred to as “Event”), from Saturday, May 5, 2012 to Sunday, May 6, 2012; and

WHEREAS, the Grantee has received administrative approval for a Special Privilege Permit for the use and closure of City rights-of-way for less than twenty-four (24) hours on West San Antonio Avenue between Durango Street and Anthony Street from 7:00 am Saturday, May 5, 2012, to 7:00 am Sunday, May 6, 2012, in conjunction with the Event; and

WHEREAS, the City is not a sponsor of the Event and the Grantees assume full responsibility for the planning, coordination, management and production of the Event; and

WHEREAS, the Grantee desires to provide for the sale and serving of alcoholic beverages on portions of the City rights-of-way during the Event;

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That LAVA Entertainment Group, LLC be authorized to provide for the sale and service of alcoholic beverages at the Cinco de Mayo Block Party in the closed portion of West San Antonio Avenue between Durango Street and Anthony Street from 2:00 pm Saturday, May 5, 2012, to 2:00 am Sunday, May 6, 2012.

ADOPTED this _____ day of April, 2012.

THE CITY OF EL PASO

John F. Cook, Mayor

ATTEST:

Richarda Duffy Momsen,
City Clerk

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

Cynthia Osborn
Assistant City Attorney

Mathew S. McElroy, Deputy Director
Planning and Economic Development